IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

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PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16150 of 2004

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Between:

Diamond Valley Housing Welfare Society, rep., by its

General Secretary Syed Jaffer, s/o Syed Hussain,

r/o 8-2-603/U/4/5, Guru Brahma Nagar,
Banjara Hills, Road No.10, Hyderabad.

..... PETITIONER

AND

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1 The Secretary to Government, Revenue Department,

Government of A.P., Secretariat, Hyderabad.
2 The Chief Commissioner, Land Administration,

Government of A.P., Abids, Hyderabad.
3 The Collector, Hyderabad District at Abids, Hyderabad.
4 The Mandal Revenue Officer, Shaikpet Mandal,

Hyderabad.
5 The Special Officer, Urban Land Ceiling, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ order or direction more particularly one in the nature of writ of mandamus, directing the respondents herein to consider the case of the members of the petitioner society for regularization of their respective premises in accordance with the provisions contained in G.O.Ms.No.515 dt.19-4-2003 and G.O.Ms.No.455 dt.29-7-2002 and consequently regularize the respective premises of the members of the petitioner society shown in the Annexure by collecting the market value in

instalments.

Counsel for the Petitioner: MR.PALLENAGESWAR RAO

Counsel for Respondents: GP FOR REVENUE

The Court at the admission stage made the following :

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Revenue. Both the counsel have no objection to dispose of the writ petition at the admission stage.

The members of the petitioner association claim to be in possession of the property. They have made constructions over the surplus land to be declared under the provisions of the Urban Land Ceiling Act and residing therein. They said to have been made a representation to the respondents on 13-2-2004, 9-5-2004 and 11-3-2004 claiming benefit of regularization of their premises in accordance with the provision contained in G.O.Ms.No.515 dated 19-4-2003 and G.O.Ms.No.455 dated 29-7-2002 expressing their willingness to pay value of the land under their occupation. As no orders are passed on the said representations, the members of the petitioner association moved this court by way of filing the present writ petition.

Having regard to the fact that the Government itself come forward to regularize such unauthorized occupation subject to the fulfillment of certain conditions mentioned in G.O.Ms.No.515 dated 19-4-2003 and G.O.Ms.No.455, dated 29-7-2002. In view of the same, the respondents are directed to consider the representations submitted by the members of the petitioner association and dispose of the same within a period of three months from the date of receipt of a copy of this order and communicate the order taken thereon to the petitioners.

With the above observations, the Writ Petition is disposed of at the admission stage.

Office is directed to issue the copy subject to the condition that the petitioner paying deficit court fee for each of the members mentioned in paragraph-3 of the affidavit.

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A. Gopal Reddy, J.

10th September, 2004.

Js.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary to Government, Revenue Department,

Government of A.P., Secretariat, Hyderabad.

2 The Chief Commissioner, Land Administration,

Government of A.P., Abids, Hyderabad.

3 The Collector, Hyderabad District at Abids, Hyderabad.

4 The Mandal Revenue Officer, Shaikpet Mandal,

Hyderabad.

5 The Special Officer, Urban Land Ceiling, Hyderabad.

6 2 CCs to G.P. for Revenue, High Court Buildings, Hyderabad.

7 2 CD copies.